



October 18, 2019

VIA ELECTRONIC MAIL

Joseph Durso
MuckRock News
Email: 81344-89930285@requests.muckrock.com

Re: Acknowledgement of Receipt of Public Records Request (PRR 2019-565)

Dear Joseph Durso:

This is to acknowledge receipt of your Request for Inspection of Public Records dated October 14.

TriMet is the custodian of the requested records.

The two plans prepared and submitted to the Federal Railroad Administration by Portland & Western Railroad (PNWR), pursuant to 49 CFR 240 & 49 CFR 242, were voluntarily shared with TriMet's Director of Rail Operations by PNWR; the public interest would suffer if the records were released by TriMet. Both records are exempt from disclosure under Oregon public records law, ORS 192.355(4).

The requested Emergency Preparedness Plan, prepared by TriMet and PNWR, and submitted to the Federal Railroad Administration pursuant to 49 CFR 239, is exempt from public disclosure under ORS 192.345(22) and (23). A release of the requested plan would allow a person to gain unauthorized access to buildings and other property; identify areas of operational vulnerability that would permit unlawful disruption to or interference with public services; disrupt, interfere with or gain unauthorized access to communication systems operated by TriMet; and also identify security measures, or potential weaknesses in security measures, taken to protect individuals, buildings, and other property.

You may seek review of TriMet's determination that requested information is exempt from disclosure, pursuant to ORS 192.415. For more information, contact the Multnomah County District Attorney: 1021 SW 4th Ave., Rm. 600, Portland, OR, 97204; <http://mcda.us/index.php/about-the-da/public-records-request/>.

Regards,

Daniel Maguire

Daniel Maguire
Legal Services Division
1800 SW 1st Ave., Ste. 300
Portland, OR 97201
503-962-6476
maguired@trimet.org